

Amendment No. 2 to SB1380

**Jackson
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Comm. Amdt. _____

AMEND Senate Bill No. 1380

House Bill No. 342*

by deleting all language following the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 38-8-102, is amended by deleting such section in its entirety and by substituting instead the following:

Section 38-8-102.

(a) There is hereby established the Tennessee Peace Officer Standards and Training Commission, hereinafter referred to as the "commission".

(b)

(1) The commission shall consist of the following

(A) Two (2) active law enforcement officers below the rank of captain or equivalent rank, who shall be appointed by the governor for terms of four (4) years.

(B) Two (2) active law enforcement officers of the rank of captain or above, who shall be appointed by the governor for terms of four (4) years.

(C) Three (3) active municipal chiefs of police (or the equivalent rank), who shall be appointed by the governor for terms of four (4) years.

(D) Three (3) active sheriffs, who shall be appointed by the governor for terms of four (4) years.

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(E) Two (2) citizens who are not in the field of law enforcement, who shall be appointed by the governor for terms of four (4) years.

(F) One (1) active director in charge of a regional law enforcement training academy, who shall be appointed by the governor for a term of four (4) years.

(G) The attorney general and reporter or his designee;

(H) One (1) active member of an accredited Tennessee university's criminal justice program, who shall be appointed by the governor for a term of two (2) years.

(I) One (1) member of the senate and one (1) member of the house of representatives who shall be appointed by the respective speakers and who shall be nonvoting members of the commission to serve for terms of two (2) years.

(2) The commission shall include at least one (1) person who is of a racial minority and at least one (1) person who is female.

(c) Each municipal chief of police appointed by the governor at any time shall be appointed from a list of not more than five (5) nominees from the governing body of the Tennessee Association of Chiefs of

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Police. Each sheriff appointed by the governor at any time shall be appointed from a list of not more than five (5) nominees from the governing body of the Tennessee Sheriffs' Association.

(d) The provisions of this subsection shall apply only to members appointed by the governor. Three (3) members of the first commission to meet following the effective date of this section shall serve terms of one (1) year expiring on August 31, 2002; three (3) members of the commission shall serve terms of two (2) years expiring August 31, 2003; four (4) members of the commission shall serve terms of three (3) years expiring on August 31, 2004; and four (4) members of the commission shall serve terms of four (4) years expiring on August 31, 2005. The governor shall make the initial appointments to the commission prior to September 1, 2001, and shall designate the length of the term of each member of the commission from one (1) to four (4) years. Each member of the commission shall thereafter serve a term of four (4) years. In the event of a vacancy on the commission, the governor shall appoint a new member to serve the unexpired term. No member of the commission may serve more than two (2) consecutive terms.

(e) The members of the commission shall elect the chair and vice chair of the commission annually.

SECTION 2. This act shall take effect September 1, 2001, the public welfare requiring it.